UNITED STATES INTERNATIONAL TRADE COMMISSION Washington, DC 20436

MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 109th Congress ¹

[Date approved: July 26, 2005]²

| Bill No. and sponsor: H.R. | 645 (Ms. Kaptur) |
|--|---|
| Proponent name, location: | Perstorp Polyols, Inc. Toledo, OH |
| Other bills on product (109 ^t | h Congress only): None. |
| Nature of bill: Temporary d | luty suspension through December 31, 2008. |
| Retroactive effect: None. | |
| Suggested article description | n(s) for enactment (including appropriate HTS subheading(s)): |
| Trimethylolpropane diallyl et | her (CAS No. 682-09-7) (provided for in subheading 2909.49.60). |
| $\overline{\underline{X}}$ I | Same as that in bill as introduced Different from that in bill as introduced (explain differences in Technical nents section) |

Product information, including uses/applications and source(s) of imports:

Trimethylolpropane diallyl ether is a synthetic organic chemical used by the importer as a component of molded polyesters and polyester coatings. This clear colorless liquid has other uses in polyurethane resins, epoxy resins, in certain resins used in ion-exchangers, and as a thickener. It is imported from an affiliate, Perstorp AB (Sweden).

¹ Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: Dave Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Estimated effect on customs revenue:

| | | HTS subheading | ng: 2909.49.60 | | |
|--|-------------|----------------|----------------|-------------|-------------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty (AVE) <u>1</u> / | 5.5% | 5.5% | 5.5% | 5.5% | 5.5% |
| Estimated value <i>dutiable</i> imports | \$1,510,000 | \$1,625,000 | \$1,730,000 | \$1,800,000 | \$1,900,000 |
| Customs revenue loss | \$83,050 | \$89,375 | \$95,150 | \$99,000 | \$104,500 |

¹/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry estimates and Commission estimates.

Contacts with domestic firms/organizations (including the proponent):

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|-------------------|---|----------------------|-------------------|
| | | | (Yes/No) | |
| Perstorp Polyols, Inc. (Proponent) Jeff Jones, (419) 729-5448 | 6/8/2005 | No | No | No |
| Bayer Corp., Polyurethanes Div. Marketing Mgr., FAX (248) 475-7701 | 6/8/2005 | No | No | No |
| Carbomer, Inc. Marketing Mgr., FAX (508) 898-0432 | 6/8/2005 | No | No | No |
| Harvin Reaction Technology, Inc. Marketing Mgr., FAX (336) 294-0897 | 6/8/2005 | No | No | No |
| Ruco Polymers Marketing Mgr., FAX (516) 931-8197 | 6/8/2005 | No | No | No |
| Solvay Interox Marketing Mgr., FAX (713) 524-9032 | 6/8/2005 | No | No | No |
| Total Specialty Chemicals, Inc. Marketing Mgr., FAX (203) 966-1505 | 6/8/2005 | No | No | No |
| Vopak USA Inc. Marketing Mgr., FAX (425) 889-4100 | 6/8/2005 | No | No | No |

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading because the second letter of "diallyl" should be an "i," not an "l".

The Commission suggests that the phrase "No change" be used in lieu of "Free" in the special subcolumn of the proposed new heading.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS 1ST SESSION

8

H.R.645

To suspend temporarily the duty on TMPDE.

IN THE HOUSE OF REPRESENTATIVES

February 8, 2005

Ms. Kaptur introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on TMPDE.

| 1 | Be it enacted by the Senate and House of Representa- | | | | | | |
|---|--|--|--|--|--|--|--|
| 2 | tives of the United States of America in Congress assembled, | | | | | | |
| 3 | SECTION 1. TMPDE. | | | | | | |
| 4 | (a) In General.—Subchapter II of chapter 99 of | | | | | | |
| 5 | the Harmonized Tariff Schedule of the United States is | | | | | | |
| 6 | amended by inserting in numerical sequence the following | | | | | | |
| 7 | new heading: | | | | | | |
| | " 9902.07.10 Trimethylolpropane, dlallyl ether (CAS No. 682– 09–7) (provided for in subheading 2909.49.60) Free Free No change On or before 12/31/2008 | | | | | | |

(b) Effective Date.—The amendment made by

subsection (a) applies with respect to goods entered, or

- 1 withdrawn from warehouse for consumption, on or after
- 2 the 15th day after the date of the enactment of this Act.

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